

SECOND REGULAR SESSION

HOUSE BILL NO. 1432

97TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES ROWDEN (Sponsor), FITZPATRICK,
RICHARDSON AND BURLISON (Co-sponsors).

4793H.011

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To repeal section 536.016, RSMo, and to enact in lieu thereof one new section relating to the availability of proposed rules on the internet.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Section 536.016, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 536.016, to read as follows:

536.016. 1. Any state agency shall propose rules based upon substantial evidence on the record and a finding by the agency that the rule is necessary to carry out the purposes of the statute that granted such rulemaking authority.

2. Each state agency shall adopt procedures by which it will determine whether a rule is necessary to carry out the purposes of the statute authorizing the rule. Such criteria and rulemaking shall be based upon reasonably available empirical data and shall include an assessment of the effectiveness and the cost of rules both to the state and to any private or public person or entity affected by such rules.

3. Each state agency shall make publicly available proposed rules on the home page of its official internet website by providing a hyperlink entitled "proposed rules". This hyperlink shall grant access to an internet page which shall provide the following information for each proposed rule on the day that such rule is published in the Missouri register:

(1) The text of the proposed rule as filed with the secretary of state under section 536.021, including any fiscal notes;

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

16 (2) A summary which shall be a concise statement not exceeding one hundred
17 words using language neither intentionally argumentative nor likely to create prejudice
18 either for or against the proposed rule; and

19 (3) A direct hyperlink to the full text of the proposed rule located in the Missouri
20 register on the secretary of state's website.

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